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WRITER'S NUMBER  
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August 20, 1993

**BY HAND DELIVERY**

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
Suite 222  
1919 M Street, N.W.  
Washington, D.C. 20554

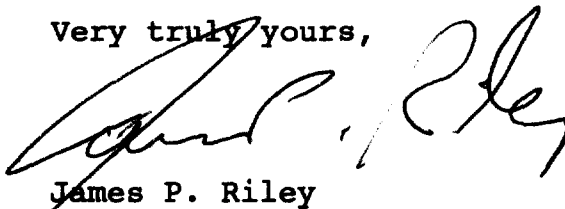
RE: MM Docket No. 93-155  
Station KCVI (FM)  
Blackfoot, Idaho

Dear Mr. Caton:

Transmitted herewith on behalf of Richard P. Bott, II is an original and six copies of his Proof of Publication concerning the above-referenced matter.

Should any questions arise concerning this matter, please communicate with this office.

Very truly yours,



James P. Riley

JPR/bl1  
Enclosures

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AUG 20 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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BEFORE THE

AUG 20 1993

**Federal Communications Commission**FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

WASHINGTON, D.C. 20554

In re Application of )

RICHARD BOTT II )  
(Assignor) )

and )

WESTERN COMMUNICATIONS, INC. )  
(Assignee) )For Assignment of Construction )  
Permit of Station KCVI(FM), )  
Blackfoot, Idaho )MM Docket No. 93-155  
File No. BAPH-920917GO

To: Administrative Law Judge Arthur I. Steinberg

**PROOF OF PUBLICATION**

Transmitted herewith on behalf of Richard P. Bott, II, the assignor in the referenced application and the permittee of KCVI(FM), Blackfoot, Idaho, is proof of publication of the notice required by Section 73.3594 of the Commission's rules. The notice was published in the *Blackfoot Morning News* on July 2, 3, 9 and 10, 1993, as attested by the publisher's affidavit. KCVI is not an operating station; hence, the notice was not broadcast.

Publication occurred timely according to the requirements of Section 73.3594(a) and (d). It was accomplished within three weeks of the release of the Order setting the date of the hearing (FCC 93-379, rel. June 21, 1993), a component of the notice required by Section 73.3594(d)(3). However, through oversight this filing of the proof of publication with the Commission has been delayed, and acceptance of the proof at this time is requested inasmuch as no party will be prejudiced.

-2-

Respectfully submitted,

RICHARD P. BOTT, II

By: 

James P. Riley  
Kathleen Victory

His Attorneys

FLETCHER, HEALD & HILDRETH  
1300 North 17th Street, 11th Flr  
Rosslyn, VA 22209  
(703) 812-0400

August 20, 1993

**AFFIDAVIT OF  
PUBLICATION**

County of Bingham )

State of Idaho ) ss

I, KAYE MOSES do  
solemnly

swear that I am the Publisher of  
The Morning News, which is a daily news-  
paper of general circulation, published  
each day except Sunday at Blackfoot,  
Bingham County, Idaho, said newspaper  
having been so published at Blackfoot,  
aforesaid for more than one year past;  
that said newspaper heretofore complied  
with all the provisions of Chapter 154 of  
the Sessions Laws of Idaho of 1911, ap-  
proved March 11, 1911, and duly desig-  
nated, pursuant to law, a particular day  
of the week as the day on which legal no-  
tices required by law or by the order of  
any Court of competent jurisdiction within  
the State of Idaho shall be published to-  
wit: of each week; that the notice at-  
tached hereto and which is a part of this  
affidavit and part of the proof of publi-  
cation was published in said issue of said  
newspaper 4 consecutive days  
the first publication having been made on  
the 2nd day of July  
1993 and the last publication having  
been made on the 10th day of  
July 1993 that said notice  
was published in the regular and entire  
issue of every number of the paper as  
aforesaid during the period and time of  
publication, and that notice was pub-  
lished in the newspaper and not in a sup-  
plement.

Kaye Moses  
On this 21st day of July, in  
the year 1993, before me a Notary  
Public of said State, personally appeared  
Kaye Moses

known or identified to me to be the per-  
son whose name is subscribed to the with-  
in instrument, and being by me first duly  
sworn, declared that the statements  
therein are true, and acknowledged to  
me that 5 he executed the same.

Patricia A. Johnson

Notary Public for the State of Idaho  
Residing at Blackfoot, Idaho  
My Commission Expires:  
October 10, 1994

Affidavit Processing Fee. . . . . \$5.00

Richard P. Bott, Jr.  
832213  
NOTICE  
The Federal Com-  
munications Commission designated for  
hearing the application for assignment of  
the construction permit for KCVI (FM),  
101.5 MHz, Blackfoot, Idaho, from  
Richard Bott, Jr. to Western Communi-  
cations, Inc. to determine whether Bott  
misrepresented facts or lacked candor  
regarding his integration pledge in the  
Blackfoot comparative hearing or in his  
opposition to a petition to deny this ap-  
plication; whether Bott is qualified to re-  
main an FCC permittee; and whether the  
assignment application should be grant-  
ed. The hearing will be held at the FCC's  
offices in Washington, D.C. on October  
26, 1993. A copy of this application, and  
any amendments and related materials,  
are available for public inspection during  
normal business hours at the Blackfoot  
Public Library, P.O. Box 610, Blackfoot,  
Idaho, 83221.

(1830)

Pub-772-2-8-10

**CERTIFICATE OF SERVICE**

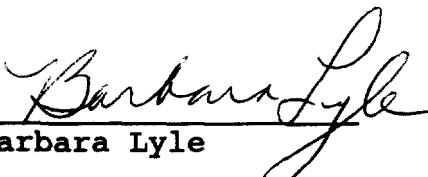
I, Barbara Lyle, a secretary in the law firm of Fletcher, Heald & Hildreth, do hereby certify that a true copy of the following "Proof of Publication" was sent this 20th day of August, 1993, first-class United States mail, postage prepaid, to the following:

Honorable Arthur I. Steinberg\*  
Administrative Law Judge  
Federal Communications Commission  
Room 228  
2000 L Street, N.W.  
Washington, D.C. 20554

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Paulette Laden, Esquire  
Hearing Branch, Mass Media Bureau  
Federal Communications Commission  
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Barbara Lyle

\*Hand-Delivery